

UNITED STATES DISTRICT COURT

for the

District of Nebraska

United States of America)

v.)

RICHARD J. ROBINSON)

Case No: 8:09CR188

USM No: 22953-047

Date of Previous Judgment: 12/01/2009

JULIE B. HANSEN

(Use Date of Last Amended Judgment if Applicable)

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 48 months months is reduced to 37 months .

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 23	Amended Offense Level: 17
Criminal History Category: IV	Criminal History Category: IV
Previous Guideline Range: 70 to 87 months	Amended Guideline Range: 37 to 46 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated 12/01/2009 shall remain in effect.

IT IS SO ORDERED.

Order Date: 11/17/2011

Effective Date: (if different from order date)


Judge's signature

Joseph F. Bataillon, Chief Judge USDC
Printed name and title